

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Richard Kabzinski, et al.

Confirmation No.: 5546

Application No.: 10/551,674

Group Art Unit: Not yet assigned

Filed: September 28, 2005

Examiner: Not yet assigned

Title: SECURITY SYSTEM AND METHOD FOR  
COMPUTER OPERATING SYSTEMS

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION OF STEVEN STARKIE

I, STEVEN STARKIE, DECLARE:

1. I am a principal of the law firm of Griffith Hack of Perth, West Australia, which represents Secure Systems Ltd., the assignee of the above-referenced patent application. I make this declaration in connection with a petition of the applicants and Secure Systems Ltd., to accept this application on behalf of fewer than all the named inventors, under 35 U.S.C. §116, second paragraph, and 37 C.F.R. §1.47(a).

2. Upon information and belief, Secure Systems Ltd. filed this application on September 28, 2005. All the named inventors are employees of Secure Systems Ltd. or have been in the past.

3. Upon information and belief, by letter dated May 23, 2006 and sent by Toll Priority (a courier service of Toll Transport Pty Ltd of Australia), restricted delivery, signature of receipt requested, I sent to Mr. Powers a complete copy of the application as filed, including drawing figures, and an inventor's Declaration and Assignment, and requested Mr. Powers to sign the Declaration and return it to him. A copy of that letter is attached at Tab 1. Mr. Powers has not replied to that letter.

4. Upon information and belief, Toll Priority returned to me a receipt stating that the carrier delivered the package to the specified address on "27/5/06" (May 27, 2006). A copy of the proof of delivery is attached at Tab 2. As of the date of this declaration, Mr. Powers has not returned a signed Declaration to me.

The undersigned being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements and the like may jeopardize the validity of the application or document or any registration resulting therefrom, declares that all statements made of his/her own knowledge are true; and all statements made on information and belief are believed to be true.

Dated: 31 July, 2007



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Steven Starkie

EXHIBIT 1  
TO DECLARATION OF STEVEN STARKIE

Mr Russell Powers  
67 Leicester Square  
ALEXANDER HEIGHTS WA 6064

**BY COURIER**

23 May 2006

Dear Mr Powers

**United States Of America Patent Application No. 10/551,674  
in the name of SECURE SYSTEMS LIMITED  
entitled SECURITY SYSTEM AND METHOD FOR COMPUTER  
OPERATING SYSTEMS  
Our Ref: SJS:JN:FP22509**

Secure Systems Limited has filed the above-noted patent application. It is based in part on your work under contract with the company, and therefore you were named as an inventor. A complete copy of the application as filed is enclosed.

We believe that your contractual obligations require you to assign invention rights to Secure Systems Limited. Therefore, we also enclose an Assignment of ownership rights to the company, and an inventor's Declaration. Please sign, date and return the Assignment and Declaration to us. No notarization or other special processing is required. A prepaid return courier envelope is enclosed. Alternatively, you may make an image scan of the signed papers and email them to me.



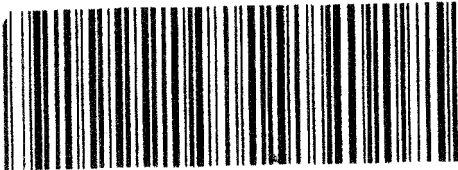

If you have any questions, please contact me at [steven.starkie@griffithhack.com.au](mailto:steven.starkie@griffithhack.com.au) or telephone number 9 221 3779.

Yours sincerely

**Steven J Starkie**  
Principal  
[steven.starkie@griffithhack.com.au](mailto:steven.starkie@griffithhack.com.au)

*Enc: copy of application as filed  
Assignment form  
Declaration form*

EXHIBIT 2  
TO DECLARATION OF STEVEN STARKIE

		CUSTOMER ACCOUNT NUMBER <div style="border: 1px solid black; width: 100px; height: 20px;"></div>	
FROM GRIFFITH HACK			
LVL 19/109 ST GEORGES TOL			
PERTH		<div style="border: 1px solid black; width: 100px; height: 20px;"></div>	
<div style="border: 1px solid black; width: 50px; height: 20px;"></div>		CONTACT DETAILS 08 9421 3719	
TO MR Russell Powers 67 Leicester St ALEXANDER HEIGHTS 6061 WA		DESCRIPTION OF GOODS DOCUMENTS	
CONTACT DETAILS		FOR PICKUP 13 15 31 www.toll.com.au	
		DATE 27/5/06 TIME 442	
RUN 16		DRIVER'S SIGNATURE	
CUSTOMER REF/ ORDER No.		THIS CONSIGNMENT IS A PREPAID SERVICE <b>NO LIABILITY NO REFUND</b> I HEREBY DECLARE THAT THIS ITEM DOES NOT CONTAIN ANY UNAUTHORISED EXPLOSIVE OR INCENDIARY DEVICES. I AM ALSO AWARE THAT THIS ITEM WILL BE SUBJECT TO SECURITY SCREENING AND CLEARING. WE ARE NOT COMMON CARRIERS. I AGREE TO THE CONDITIONS ON THE BACK AND DECLARE THESE GOODS ARE NOT DANGEROUS GOODS.	
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